

* * * Transmission Result Report (MemoryTX) (Oct. 7. 2004 3:52PM) * * *

1) KCI Legal IP
2)

Date/Time: Oct. 7. 2004 3:48PM

File No.	Mode	Destination	Pg (s)	Result	Page Not Sent
4481	Memory TX	917037464889-----1098991	P. 11	OK	

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Date: September 24, 2004 *Oct. 7, 2004*No. of Pages: 10 *11*

TO: Examiner Danton Demille

COMPANY: USPTO

FAX: 783-746-4889

FROM: Eric W. Cernyar

DEPARTMENT: Legal

FAX: 210 255 6969

PHONE: (210) 863-0063

RE: Patent Application No.: 09/458,280
Our File No.: VAC.331A.US

Message:

Per our discussion, please see attached Notice of Appeal filed May 24, 2004

Also enclosed is a copy of our Deposit Account monthly statement showing the charge for filing the Notice of Appeal and Request for Extension of Time. Amounts are circled for your convenience.

If you require anything further, please do not hesitate to contact me.

KCI Tower Building, 8023 Vantage Drive, Ste. 540, San Antonio, TX 78230

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San Antonio, Texas 78265-9508
1-800-531-5369/Fax 210-255-4450

Corporate:
8023 Vantage Drive
San Antonio, Texas 78230-4726
(210) 524-9000

Manufacturing:
4958 Street Drive
San Antonio, Texas 78219-4334
(210) 662-0215



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Date: ~~September 24, 2004~~ *Oct. 7, 2004*

No. of Pages: *11*

*Response to
2nd Request
to Resend —*

TO: Examiner Danton Demille

COMPANY: USPTO

FAX: 703-746-4889

FROM: Eric W. Cernyar

DEPARTMENT: Legal

FAX: 210 255 6969

PHONE: (210) 863-0063

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Our File No.: VAC.331A.US

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TO:

Fax Sender at 210 255 4440

Fax Information

Date Received:

5/24/2004 3:37:42 PM [Eastern Daylight Time]

Total Pages:

6 (including cover page)

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Received
Cover
Page

=====>

May 24, 2004 2:32 PM KCI Legal P

No. 3162 P. 1



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DATE: May 24, 2004

TO: U.S. Patent Office

FAX: 703-872-9308

FROM: Eric W. Cerny

PHONE: (210) 883-0083

Number of pages including cover sheet: 6

RE: Patent App. No. 08/458,280
Title: "THERAPEUTIC APPARATUS FOR TREATING ULCERS"
Filed: December 10, 1999
Examiner: Demille, Danton
Art Unit: 3764
Docket No.: VAC.331AUS

Enclosed:

1. Transmittal Form (PTO/SB/21);
2. Fee Transmittal in duplicate (PTO/SB/17);
3. Petition for 3 Month Extension of Time (PTO/SB/22); and
4. Notice of Appeal (PTOSB/31).

Eric W. Cerny

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DATE: May 24, 2004

TO: U.S. Patent Office

FAX: 703-872-9306

FROM: Eric W. Cernyar

PHONE: (210) 863-0063

Number of pages including cover sheet: 6

RE: Patent App. No. 09/458,280
Title: "THERAPEUTIC APPARATUS FOR TREATING ULCERS"
Filed: December 10, 1999
Examiner: Demille, Danton
Art Unit: 3764
Docket No.: VAC.331A.US

Enclosed:

1. Transmittal Form (PTO/SB/21);
2. Fee Transmittal in duplicate (PTO/SB/17);
3. Petition for 3 Month Extension of Time (PTO/SB/22); and
4. Notice of Appeal (PTOSB/31).

Eric W. Cernyar

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San Antonio, Texas 78265-9508
1-800-531-5369/Fax 210-255-4450

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(210) 524-9000

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* * * Transmission Result Report (MemoryTX) (May. 24. 2004 2:34PM) * * *

1) KCI Legal IP
2)

Date/Time: May. 24. 2004 2:32PM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
3102 Memory TX	917038729306-----1098991	P. 6	OK	

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E. 4) No facsimile connection

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DATE: May 24, 2004

TO: U.S. Patent Office

FAX: 703-872-9308

FROM: Eric W. Cerny

PHONE: (210) 663-0063

Number of pages including cover sheet: 6

RE: Patent App. No. 08/458,280
Title: "THERAPEUTIC APPARATUS FOR TREATING ULCERS"
Filed: December 10, 1999
Examiner: Demilla, Denton
Art Unit: 3764
Docket No.: VAC.331A.US

Enclosed:

1. Transmittal Form (PTO/SB/21);
2. Fee Transmittal in duplicate (PTO/SB/17);
3. Petition for 3 Month Extension of Time (PTO/SB/22); and
4. Notice of Appeal (PTO/SB/31).

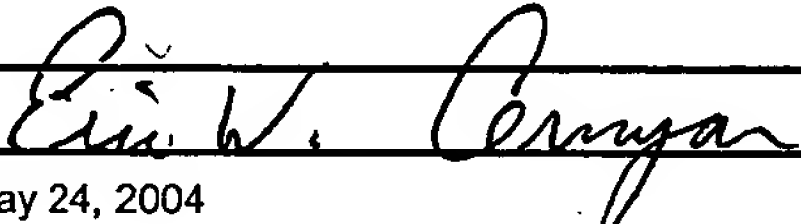
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San Antonio, Texas 78265-9508
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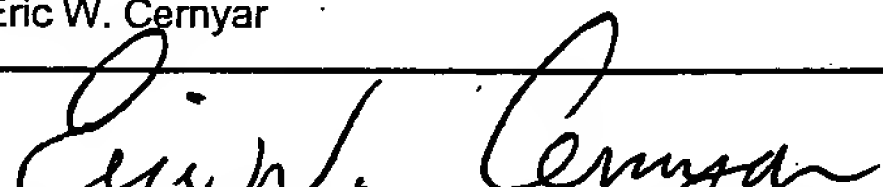
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(210) 662-0215

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/458,280	
	Filing Date	12/10/1999	
	First Named Inventor	Vogel, Richard C	
	Art Unit	3764	
	Examiner Name	DeMille, Danton	
Total Number of Pages in This Submission	5	Attorney Docket Number	VAC.331A.US

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form (Duplicate) <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Eric W. Cernyar, Reg. No. 45,919	
Signature		
Date	May 24, 2004	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Eric W. Cernyar		
Signature		Date	May 24, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 1,280.00**Complete if Known**

Application Number	09/458,280
Filing Date	12/10/1999
First Named Inventor	Vogel, Richard C.
Examiner Name	DeMille, Danton
Art Unit	3764
Attorney Docket No.	VAC.331A.US

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:Deposit Account Number
Deposit Account Name

500-326

Kinetic Concepts, Inc.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1) (\$)					

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		-20** =		X		=	
Independent Claims		-3** =		X		=	
Multiple Dependent						=	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$)					

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	950.00
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	330.00
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 1,280.00**SUBMITTED BY**

(Complete if applicable)

Name (Print/Type)	Eric W. Cernyar	Registration No. (Attorney/Agent)	45,919	Telephone	210 863 0063
Signature		Date	May 24, 2004		

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